

ATTORNEY DOCKET NO.: 046601-5115

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Confirmation No.: 9498
Keiichi MIKAMI) Group Art Unit: 2872
Application No.: 10/682,082) Examiner: J. Phan
Filed: October 10, 2003)
For: OPTICAL DEFLECTOR AND OPTICAL SCANNER HAVING THE OPTICAL DEFLECTOR)))

Commissioner for Patents U.S. Patent and Trademark Office Alexandria, VA 22314

Sir:

RESPONSE TO ELECTION/RESTRICTIONS REQUIREMENT

In response to the election/restriction requirement set forth in the Office Action mailed May 24, 2005, the period for reply to which has been extended to July 24, 2005, by a petition for a one-month extension of time filed concurrently herewith, Applicant elects the invention defined by the Examiner as Specie I, corresponding to FIGs. 1-4 and claims 1, 2, and 9, for examination on the merits.

Except for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310.

By:

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: <u>July 12, 2005</u>

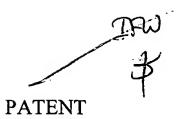
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Filed:	Octob	er 10, 2003)	Examiner: J. Phan
For:	SCAN	CAL DEFLECTOR AND OPTICAL INER HAVING THE OPTICAL ECTOR)))	Mail Stop Amendment
Arling Mail S	gton, V <i>A</i> Stop Ar	sioner of Patents A 22202 nendment VA 22314		
Sir:				,
		RESPONSE TRANSP	<u>MITTA</u>	L FORM
1.		mitted herewith is a Response to Elect all Office Action dated May 24, 2005.	ion/Res	strictions Requirement responding to
2.	Additi	ional papers enclosed:		
		Drawings: Formal Informal Information Disclosure Statement Form PTO-1449, references in Citations Declaration of Biological Deposit Submission of "Sequence Listing", of pertaining thereto for biotechnology acid sequence.	ncluded	•

Revised: 01/01/03

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07/14/2005 HALI11 00000074 500310 10602082

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3. Extension of Time

-	roceedings nerein are F.R. § 1.136(a) apply.	• • •	tion and the provisions of					
	Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.							
\boxtimes	Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:							
	Total Months Requested	Fee for Extension	[Fee for Small Entity]					
	one month two months three months four months	\$ 120.00 \$ 450.00 \$ 1,020.00 \$ 1,590.00	\$ 60.00 \$ 225.00 \$ 510.00 \$ 795.00					
	Extension of time for the state of the state	•	uest: \$ 120.00. uired, please consider this a Petit	ion				
	An extension for		ndy been secured and the fee paid ue for the total months of extension					
Const	ructive Petition							
	hereby authorized be pendency of this ap which may be requiany overpayment to	y this paper to chargelication including fred, including any robben Deposit Account 5	77 C.F.R. § 1.18, the Commission ge any additional fees during the fees due under 37 C.F.R. §§ 1.16 equired extension of time fees, or 0-0310. This paragraph is intended TENSION OF TIME in accordanged	entire and 1.17 credit ed to be a				

Revised: 01/01/03

37 C.F.R. § 1.136(a)(3).

4.

Application No.: 10/682,082

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5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS	AMENDED	'-		1			
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees	
Total Claims (37 C.F.R. §1.16(c))	12	minus	20	0	x \$50 each=	+ \$	
Independent Claims (37 C.F.R.§1.16(b))	6	minus	6	0	x \$200 each=	+\$	
[] First presentation of Multiple dependent claim(s) \$360.00							
SUB-TOTAL =							
Reduction by ½ for filing by a small entity							
TOTAL FEE =							

6. <u>Fee Payment</u>

Nο	fee	is	to	he	naid	at	this	time.
TAO	100	12	Ю	UC	paru	aı	ums	unne.

- The Commissioner is hereby authorized to charge \$120.00 for the one-month extension of time fee due to Deposit Account No. 50-0310.
- The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: <u>July 12, 2005</u>

David B. Hardy
Reg. No. 47,362

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